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26 APR 2007

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In re Application of  
POOPATHY KATHIRGAMANATHAN et al.  
Serial No.: 10/589,183  
PCT No.: PCT/GB05/00446  
Int. Filing Date: 10 February 2005  
Priority Date: 14 February 2004  
Attorney's Docket No.: LUC-018  
For: ELECTROLUMINESCENT MATERIALS  
AND DEVICES

DECISION ON  
SUBMISSION

This is a decision on applicants' submission under 35 U.S.C. 371, filed on 23 March 2007 in the United States Patent and Trademark Office (USPTO).

**BACKGROUND**

On 12 August 2006, within the thirty month period, applicant filed a Transmittal Letter requesting entry into the national stage in the United States of America under 35 U.S.C. § 371 with, *inter alia*, the requisite basic national fee.

On 23 March 2007, applicant filed a declaration, executed by the inventors.

**DISCUSSION**

The declaration submitted on 23 March 2007 is a four page declaration, comprised of six pages. The declaration contains Page 1, Page 2, and Page 3 and three duplicate Page 4 signature pages. Each Page 4 is executed by different inventors. The declaration appears to be a composite declaration created from the combination of separately executed declarations. The declaration is not properly executed. It appears that either the attorney pieced together separate complete declarations into one composite declaration or that the inventors were presented with an incomplete declaration. While it is acceptable for applicants to execute separate copies of the declaration, the entire declaration, as executed by the inventor, must be submitted. "Where individual declarations are executed, they must be submitted as individual declaration rather than combined into one declaration." See MPEP 201.03. The declaration is unacceptable as filed and thus, the requirements of 37 CFR 1.497 (a) and (b) have not been met.

**CONCLUSION**

For the reasons set forth above, the declaration submitted on 23 March 2007 is unacceptable as filed. What is required is one declaration where all inventors have signed or

separate complete declarations in compliance with 37 CFR 1.497(a) and (b).

Applicant is required to correct the above-noted defects including the furnishing of an oath/declaration in compliance with 1.497(a) and (b) within TWO (2) MONTHS from the mail date of this Decision. Extensions of this time limit may be granted under 37 CFR 1.136(a).

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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